MAY 4 2012

IN THE OFFICE OF ADMINISTRATIVE HEARINGS

DIRECTOR'S OFFICE INSURANCE DEPT.

In the Matter of:

No. 11A-139-INS

BURNS, JOHN ANDREW, SR.

ORDER GRANTING CONTINUANCE

Respondent.

On April 30, 2012, the Office of Administrative Hearings received Respondent's Motion to Continue ("Motion") for the reason that Respondent's counsel is unavailable for a June 18, 2012 hearing, and requests that the hearing be reset on June 20, 2012, or June 21, 2012. In the Motion, Respondent represents that the Department's counsel does not oppose continuing the hearing, and that the department's counsel is available on either June 20 or June 21, 2012. The undersigned Administrative Law Judge's calendar does not permit the scheduling of the hearing to take place on June 20 or June 21, 2012 hearing.

The parties are advised that based on the procedural history of this matter, this Tribunal will no longer accommodate the scheduling of this hearing based upon the availability of a party or a witness. Consequently, the hearing is being reset to July 16, 2012, at 8:00 a.m. The parties have advance notice so as to make appropriate arrangements for appearances of counsel and witnesses at the rescheduled hearing. Unavailability of counsel or a witness will not constitute good cause to continue the hearing. If counsel is unavailable, there is sufficient time to obtain co-counsel or substitute counsel. If a witness is unavailable, a party can arrange for a deposition to be taken of the witness, obtain another witness, or timely request for the witness to appear telephonically at the hearing. The July 16, 2012 hearing date is a firm hearing date.

Office of Administrative Hearings 1400 West Washington, Suite 101 Phoenix, Arizona 85007 (602) 542-9826

 THEREFORE,

IT IS ORDERED granting the Motion; the hearing will be held on <u>July 16, 2012, at 8:00 a.m.</u> at the Office of Administrative Hearings, located at 1400 West Washington, Suite 101, Phoenix, Arizona.

Done this day: May 1, 2012.

Lewis D. Kowal

Administrative Law Judge

Copy emailed/mailed this day o

Christina Urias, Director Department of Insurance 2910 North 44th Street, Ste. 210 Phoenix, AZ 85018

Alyse C. Meislik, Assistant Attorney General

Email: alyse.meislik@azag.gov;

Email: Consumer@azag.gov

Marc J. Victor, Esq.

Email: Marc@AttorneyForFreedom.com

By Jarona Jason